



**AN ORDINANCE
BY COUNCILMEMBER IVORY LEE YOUNG, JR. AS AMENDED
BY THE COMMUNITY DEVELOPMENT & HUMAN RESOURCES COMMITTEE**

**AN ORDINANCE TO AMEND ORDINANCE 02-0-2107 FOR THE
PAYMENT OF COSTS ASSOCIATED WITH IMPLEMENTING THE
NEWCOMB & BOYD STUDY AT THE CHASTAIN AMPHITHEATRE;
AND FOR OTHER PURPOSES.**

WHEREAS, on December 01, 2002, the Atlanta City Council adopted Ordinance 02-0-2107 which in section 2 stated in part the following:

That in 2003 Chastain Park Amphitheater would implement the
Recommendations from the consultant Newcombe and Boyd study.
The joint venture over the park entity would be responsible for
All the costs associated with the implementation of these
recommendations; and

WHEREAS, the Atlanta City Council in the renewal agreement passed in December 2000 that the venture shall pay the city as additional rent the sum of one dollar (\$1.00) multiplied by the number of seats sold to events (excluding any seats sold to city sponsored events) presented during each calendar year of the initial renewal term (2001-2010) and any optional terms which are effective thereafter. Further, that the additional amounts paid under this section of the renewal agreement shall be held by the city in a dedicated trust account to be used solely for the purposes of studying elevating sound and noise control problems at the facility and for improving sound control systems at the facility in order to protect the peace and enjoyment of citizens residing in the vicinity for the facility; and

WHEREAS, the venture has paid this additional amount of money to the city for the concert seasons in the year 2001 and 2002; and

WHEREAS, this additional dedicated fund now has a sum certain in the fund for improvements to the sound system to be made by the venture prior to the 2003 concert seasons.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
ATLANTA, GEORGIA, as follows:**



Section 1. That the second sentence of Section 2 of Ordinance 02-O-2107, prior to the colon, be amended to read that "The Joint Venture over the park entity will be responsible for all costs associated with the implementation of these recommendations, listed below, and **shall be reimbursed for such costs as and to the extent that the monies are available in the dedicated \$1.00 surcharge fund.**"

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby rescinded.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council
APPROVED by the Mayor

APR 21, 2003
APR 28, 2003

RCS# 4616
4/21/03
2:23 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-19; Except 03-O-0441; 03-O-0391

Adopt

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 0
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	B Woolard

CONSENT I

4/21/03 FULL COUNCIL MEETING

Items Adopted on the Consent Agenda**Items Adversed on
the Consent Agenda**

1. 03-O-0186	36. 03-R-0451	72. 03-R-0498	
2. 03-O-0350	37. 03-R-0571	73. 03-R-0499	81. 03-R-0507
3. 03-O-0401	38. 03-R-0549	74. 03-R-0500	82. 03-R-0508
4. 03-O-0442	39. 03-R-0555	75. 03-R-0501	83. 03-R-0509
5. 03-O-0438	40. 03-R-0556	76. 03-R-0502	84. 03-R-0510
6. 03-O-0445	41. 03-R-0558	77. 03-R-0503	85. 03-R-0511
7. 03-O-0446	42. 03-R-0559	78. 03-R-0504	86. 03-R-0512
8. 03-O-0443	43. 03-R-0560	79. 03-R-0505	87. 03-R-0513
9. 03-O-0450	44. 03-R-0561	80. 03-R-0506	88. 03-R-0514
10. 03-O-0485	45. 03-R-0562		89. 03-R-0515
11. 03-O-0399	46. 03-R-0563		90. 03-R-0516
12. 03-O-0369	47. 03-R-0564		91. 03-R-0517
13. 03-O-0416	48. 03-R-0572		92. 03-R-0518
14. 03-O-0193	49. 03-R-0588		93. 03-R-0519
15. 03-O-0355	50. 03-R-0589		94. 03-R-0520
16. 03-O-0359	51. 03-R-0590		95. 03-R-0521
17. 03-O-0360	52. 03-R-0448		96. 03-R-0522
18. 03-O-0436	53. 03-R-0454		97. 03-R-0523
19. 02-O-1543	54. 03-R-0528		98. 03-R-0524
20. 03-O-0432	55. 03-R-0529		99. 03-R-0525
21. 03-O-0433	56. 03-R-0569		100. 03-R-0526
22. 03-O-0434	57. 03-R-0570		101. 03-R-0527
23. 03-R-0444	58. 03-R-0591		
24. 03-R-0530	59. 03-R-0592		
25. 03-R-0531	60. 03-R-0217		
26. 03-R-0532	61. 03-R-0539		
27. 03-R-0533	62. 03-R-0541		
28. 03-R-0534	63. 03-R-0542		
29. 03-R-0535	64. 03-R-0566		
30. 03-R-0536	65. 03-R-0593		
31. 03-R-0537	66. 03-R-0544		
32. 03-R-0538	67. 03-R-0545		
33. 03-R-0546	68. 03-R-0565		
34. 03-R-0577	69. 03-R-0496		
35. 03-R-0390	70. 03-R-0497		

Consent I Vote: 15 Yeas; 0 Nays: (See RCS #4616)

Items Removed from the Consent Agenda: 03-O-0441 & 03-O-0391

03-0-0485

(Do Not Write Above This Line)

An Ordinance by
Councilmember Ivory Lee
Young, Jr.:

An Ordinance to amend
Ordinance 02-O-2107 for the
payment of costs associated
with implementing the
Newcomb & Boyd Study at the
Chastain Amphitheatre; and
for other purposes.

ADOPTED BY

APR 21 2003

COUNCIL

AS AMENDED

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 3/17/03

Referred To: CD/HR

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee 2/1/03

Date 4/1/03

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

CERTIFIED

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED
APR 21 2003

Charles H. Jones
CITY CLERK

CERTIFIED
APR 21 2003

Ronald L. Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APR 28 2003

MAYOR